

Original

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
DB STRUCTURED PRODUCTS, INC.,

Plaintiff,

-v-

MORTGAGE CORPORATION OF AMERICA, INC.,  
d/b/a ZONE FUNDING,  
Defendant.

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DB STRUCTURED PRODUCTS, INC.,

Plaintiff,

-v-

BALTIMORE AMERICAN MORTGAGE  
CORPORATION, INC.,  
Defendant.

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DB STRUCTURED PRODUCTS, INC.,

Plaintiff,

-v-

FIRST CAPITAL MORTGAGE CORP.,  
Defendant.

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DB STRUCTURED PRODUCTS, INC.,

Plaintiff,

-v-

ACT LENDING CORPORATION,  
Defendant.

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DB STRUCTURED PRODUCTS, INC.,

Plaintiff,

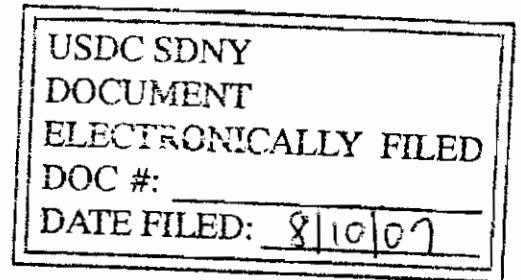
-v-

COMMONSENSE MORTGAGE CORPORATION, INC.,  
Defendant.

07 CIV. 4106 (DLC)

PRETRIAL  
SCHEDULING ORDER

07 CIV. 4109



07 CIV. 4115

07 CIV. 4116 ←

07 CIV. 4118

|                                       |   |              |
|---------------------------------------|---|--------------|
| -----                                 | : |              |
| DB STRUCTURED PRODUCTS, INC.,         | : |              |
|                                       | : |              |
| Plaintiff,                            | : | 07 CIV. 4119 |
|                                       | : |              |
| -v-                                   | : |              |
|                                       | : |              |
| LENDER, LTD.,                         | : |              |
| Defendant.                            | : |              |
| -----                                 | : |              |
| DB STRUCTURED PRODUCTS, INC.,         | : |              |
|                                       | : |              |
| Plaintiff,                            | : | 07 CIV. 4120 |
|                                       | : |              |
| -v-                                   | : |              |
|                                       | : |              |
| MARIBELLA MORTGAGE, LLC,              | : |              |
| Defendant.                            | : |              |
| -----                                 | : |              |
| DB STRUCTURED PRODUCTS, INC.,         | : |              |
|                                       | : |              |
| Plaintiff,                            | : | 07 CIV. 4121 |
|                                       | : |              |
| -v-                                   | : |              |
|                                       | : |              |
| LANCASTER MORTGAGE BANKERS, LLC,      | : |              |
| Defendant.                            | : |              |
| -----                                 | : |              |
| DB STRUCTURED PRODUCTS, INC.,         | : |              |
|                                       | : |              |
| Plaintiff,                            | : | 07 CIV. 4122 |
|                                       | : |              |
| -v-                                   | : |              |
|                                       | : |              |
| GREAT NORTHERN FINANCIAL GROUP, INC., | : |              |
| Defendant.                            | : |              |
| -----                                 | : |              |
| DB STRUCTURED PRODUCTS, INC.,         | : |              |
|                                       | : |              |
| Plaintiff,                            | : | 07 CIV. 4123 |
|                                       | : |              |
| -v-                                   | : |              |
|                                       | : |              |
| INVESTAID CORPORATION,                | : |              |
| Defendant.                            | : |              |
| -----                                 | : |              |

|  |   |              |
|--|---|--------------|
| DB STRUCTURED PRODUCTS, INC.,          | : |              |
|  | : |              |
| Plaintiff,                             | : | 07 CIV. 4124 |
|  | : |              |
| -v-                                    | : |              |
|  | : |              |
| CAMERON FINANCIAL GROUP, INC.,         | : |              |
|  | : |              |
| Defendant.                             | : |              |
| -----                                  | : |              |
| DB STRUCTURED PRODUCTS, INC.,          | : |              |
|  | : |              |
| Plaintiff,                             | : | 07 CIV. 4125 |
|  | : |              |
| -v-                                    | : |              |
|  | : |              |
| TRANSNATIONAL FINANCIAL NETWORK, INC., | : |              |
|  | : |              |
| Defendant.                             | : |              |
| -----                                  | : |              |
| DB STRUCTURED PRODUCTS, INC.,          | : |              |
|  | : |              |
| Plaintiff,                             | : | 07 CIV. 4126 |
|  | : |              |
| -v-                                    | : |              |
|  | : |              |
| BAYROCK MORTGAGE CORPORATION,          | : |              |
|  | : |              |
| Defendant.                             | : |              |
| -----                                  | : |              |
| DB STRUCTURED PRODUCTS, INC.,          | : |              |
|  | : |              |
| Plaintiff,                             | : | 07 CIV. 4127 |
|  | : |              |
| -v-                                    | : |              |
|  | : |              |
| IFREEDOM DIRECT CORPORATION, f/k/a NEW | : |              |
| FREEDOM MORTGAGE CORPORATION,          | : |              |
|  | : |              |
| Defendant.                             | : |              |
| -----X                                 | : |              |
| DENISE COTE, District Judge:           |   |              |

As set forth at the pretrial conference held pursuant to Rule 16, Fed.R.Civ.P., on August 3, 2007, the following schedule shall govern the further conduct of pretrial proceedings in this case:

1. By **August 24, 2007**, plaintiff shall present an Order to Show Cause for Default Judgment against defaulting defendants, returnable for **noon on September 14, 2007**.

2. The parties shall comply with their Rule 26(a)(1), Fed.R.Civ.P., initial disclosure obligations by **September 7, 2007**.
3. No additional parties may be joined or pleadings amended after **September 14, 2007**.
4. The parties are instructed to contact the chambers of Magistrate Judge Kevin N. Fox prior to **October 19, 2007** in order to pursue settlement discussions under his supervision.
5. Defendants' identification of experts and disclosure of expert testimony conforming to the requirements of Rule 26(a)(2)(B), Fed.R.Civ.P., must occur by **December 14, 2007**. Plaintiff's identification of experts and disclosure of expert testimony must occur by **January 11, 2008**.
6. All discovery must be completed by **February 1, 2008**.
7. The next pretrial conference is scheduled for **January 18, 2008 at 10 a.m.** in Courtroom 11B, 500 Pearl Street.
8. At the January 18, 2008 conference, the Court will schedule the dates for the parties' Pretrial Order submissions.

If the case is to be tried by a jury, as described in greater detail in this Court's Individual Practices in Civil Cases, the following documents must be filed with the Pretrial Order: Voir Dire, Requests to Charge and a Memorandum of Law addressing all questions of law expected to arise at trial. Any responsive papers are due one week thereafter. Counsel will provide the Court with two (2) courtesy copies of all pretrial documents at the time of filing.

If non-jury, as described in this Court's Individual Practices in Civil Cases, the following documents must be filed with the Pretrial Order: Proposed Findings of Fact and Conclusions of Law and a Memorandum of Law addressing all questions of law expected to arise at trial. Any responsive papers are due one week thereafter.

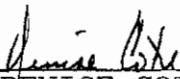
All direct testimony except for testimony of an adverse party, a person whose attendance must be compelled by subpoena, or a witness for whom a party has requested and the Court has agreed to hear the direct testimony at trial, shall be submitted by affidavits served, **but not filed**, with the Joint Pretrial Order.

Those portions of depositions that are being offered as substantive evidence, along with a one page synopsis (with transcript citations) of such testimony for each deposition, shall be exchanged at the time the Pretrial Order is filed.

Three days after submission of the affidavits, counsel for each party shall submit a list of all affiants that he or she intends to cross-examine at the trial. Affiants for whom such notice is not given are not required to be present at trial.

Counsel will provide the Court with a one (1) courtesy copy of all these documents at the time they are served, as well as two sets of pre-marked exhibits assembled sequentially i) in a looseleaf binder, or ii) in separate manila folders labelled with the exhibit numbers and placed in a suitable container or box for ready reference.

Dated: New York, New York  
August 10, 2007

  
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DENISE COTE  
United States District Judge